CENTRAL EXPLAINS ITS DELAYS

STATE RAILROAD BOARD INVES-

TIGATING ITS SERVICE.

General Superintendent and a Lawyer Ap-

pear-Agree That the Worst Is Prob-

ably Over-Great Deal Depends on the

Installation of the Electric Trains.

The terminal delays at the Grand Central

Station were investigated yesterday by the

State Railroad Commissioners. Assistant

General Manager D. B. McCoy, A. H. Smith,

one of the counsel for the New York Central

Railroad, and General Superintendent I. A.

McCormack appeared to answer inquiries

Mr. McCormack said that the new annex

station on Lexington avenue above the

terminal yard had been employed for some

weeks for taking on and landing a part of

the passenger traffic. He said that it was

sure to relieve the crush at the old station

to a great degree. After it had been in

operation somewhat longer than at present,

he avalained it would work more smoothly.

traffic came from many causes.

Mr. Smith went over the reasons which

"In addition to the rebuilding of the

station and the excavation that is going on

there," said he, "with the erection of new

structures and all that, you are introducing

a third rail construction, which is entirely

new, and which the men have to learn won't

bite them. You are introducing an entirely

new signal service. You are hauling ma-

terial in and out. You have electric con-

duits being built for 33 miles up one road

and 24 miles up another. You are rebuild-

ing at Wakefield, North White Plains and

Croton. The road has to keep drawing

the local freight all this time. People have

to have their supplies and coal. It has

been difficult for us to get labor, yet we

about the delay.

EXTRA DRY

EMUMM &

The most exquisite dry Champagne produced. A wine of exceeding dryness and purity SELECTED BRUT

Made of vintage wines only, the best that can be produced Pronounced by connoisseurs to be the finest Brut in the Market

in the Tombs police court last Sunday morning on a short affidavit charging her "with committing a crime in the city of New York," was indicted by the Grand Jury yesterday for perjury and locked up in the Tombs. The indictment was found on evidence submitted to the Grand Jury by Assist-

ant District Attorney Perkins that Miss McDaniel had sworn falsely before Referee Robert Walker that the only heirs of Mrs. Helen A. Pierce of this city, who died in Boston on October 7, 1902, were her mother, Mrs. Alice McDaniel, and her aunt, Mrs. Ellen Perry, when she knew, it is alleged, that another aunt, Mrs. Sarah Davis, was alive and an inmate of the City Pauper Hospital on Long Island, Boston Harbor.

The evidence on which Miss McDaniel was indicted was put in the District Attorney's possession by John F. McDonald. a Boston attorney, last Thursday. Mr. McDonald, who has been for two years the attorney for Mrs. Ellen Perry, brough to get useless presents for those who do not witnesses from Boston who gave the history of the family and said that Miss McDaniel must have known of the existence of Sarah Davis, the pauper, when she swore to the contrary before Referee Walker.

Mr. McDonald said yesterday that he had spent two years in working up the case against Miss McDaniel, and had supown pocket while making a fight for her rights and the right of the pauper Mrs. Davis, for whose estate he was appointed conservator by the Massachusetts courts and by Supreme Court Justice O'Gorman

and by Supreme Court value here.

"Mrs. Helen A. Pierce had a valuable estate when she died," said Mr. McDonald.

"She owned property at 4417 Third avenue and at 44 East Ninety-eighth street, three houses in all. Despite mortgages and various charges the estate is still worth about (30,000, out of which nobody but Miss McDaniel has profited."

"Two years ago Mrs. Perry of Roxbury, Mass., came to my office, saying she was be said made a certain amount of delay in the handling of trains at the Grand Central unavoidable. "You cannot," he explained, dig up two or three million yards of earth for the alterations in progress without causing some delay to traffic that passes through the work." He maintained that the railroad was doing the best that it could under the circumstances; the blockage of

property and was preparing to sell it to a Broadway real estate firm for \$3.150 under a sixty days option. On the forty-fifth day of the option I stopped the deal, acting for Mrs. Perry.

"Then I heard that another heir, Mrs.

Sarah Davis, was alive in the Boston poor-house and that Miss McDaniel had visited her in the poorhouse. I was convinced that Mrs. Davis was a sister of Helen A. Pierce. Afterward I went to Cape Breton, where the whole family came from, and got indisputable evidence that Mrs. Davis was an heir

got indisputable evidence that Mrs. Davis was an heir.

"I learned that about the time of Mrs. Pierce's death Miss McDaniel and a sister named Rebecca came here and that Miss McDaniel got on close terms with her aunt. When Mrs. Pierce died Miss McDaniel made an affidavit that there were only two heirs to the estate, Mrs. McDaniel, her mother and Mrs. Perry. Their affidavit was made to get a loan on the Third avenue property, then in course of construction. property, then in course of construction. The loan was obtained without difficulty. A little later Patrick Moynian, who held a mortgage on the Third avenue property, desired to foreclose, and the matter was taken before Referee Roberts Walker. Miss McDaniel made another affidavit that the only heirs were Mrs. Alice McDaniel and Mrs. Perry. The foreclosure was made, but there was left in the Third avenue property an equity of about \$13,000, all claimed by Miss McDaniel. In addition she had been enjoying an income from the Ninety-eighth street property of about \$125 a month for three years. The course d to foreclose, and the matter before Referee Roberts Walker. in the Ninety-eighth street property or about in the Ninety-eighth street property brought

Miss McDaniel refused to talk to reporters in the Tombs yesterday, and her lawyer, Joseph H. Fargis of 71 Nassau street, said that she had told him that she

by Police. FREELAND, Pa., Dec. 17.-The body of a woman, found stuffed into a barrel and partly burned, on the side of a mountain near Elsvale last night, is now thought to be that of Mrs. John Martha, the wife of a Slav laborer living at Jeddo.

time. The legs had been broken, the arms chopped off and the body otherwise mutilated so that it could be packed into the bar-

some who have seen it identify the features. A locket such as was worn by Mrs. Martha was also found. The police are question-ing Martha to-night. He has been acting strangely of late, especially since the sud-den disappearance of his wife two months

Investigation has shown that the couple had many quarrels and that he was in-sanely jealous of her.

THE STANDARD OIL CASES.

Conference at the Department of Justice

Over Some Legal Questions Involved. WASHINGTON, Dec 17.-The Standard Oil cases now before Judge Landis of the Federal Court in Chicago were the subject of a conference between Charles J. Bonaparte, the new Attorney-General; Mr. Purdy, assistant to the Attorney-General; Mr. District Attorney Sims and Special Counsel Wilkerson at the Department of Justice to-day. The utmost secrecy was preserved in regard to the precise objects of the conference, although it was said that the meeting had to do with certain legal questions involved in the prosecution of the cases before the court. before the court.

One of the officials who took part in the conference said to-night, however, that the Government had suffered no setback whatever in its prosecution of the oil cases. It was desired, he said, to secure an interchange of views on the legal points at issue and to gather as much testimony on doubtful points as possible. This, he said, was the whole object of the talk in Mr. Bona-

ACADEMY OF SCIENCES.

The New York Academy of Sicences held its annual dinner at the Hotel Endicott last night, about 100 members being present. Preceding the dinner these officers were elected: Dr. N. L. Britton, director of The Bronx Botanical Garden, president; Dr.

Same and the same

THE LEGIONS OF CAESAR

WERE NOT NEARLY SO NUMER-OUS AS THE VAST MULTITUDE WHO DAILY FORTIFY AND COM-FORT THE "INNER MAN" WITH A "WEE NIPPIE" OF

BALTIMORE

AMERICAN GENTLEMAN'S WHISKEY

FRANK MORA & C. H. ULRICH, Representatives, 25 William St., New York, N. Y. X++++++++++++++++++*



A Popular Elgin

Every watch movement bearing the name ELGIN is the best movement of its kind made.

There are varying grades of ELGIN movementsthe values of which are fixed by the number of jewels and the quality of materials used in construc-

The movement which meets the great demand for a popular-priced watch is the famous G. M. WHEELER movement, a name almost as great as ELGIN itself.

This movement can now be had in the popular sizes and in the thin models so much desired. Ask your

ELCIN NATIONAL WATCH CO., Eigin, Ili.

KNICKERBOCKER CLUB SAFE. Pennsylvania Tunnel, It Is Said, Isn't Endangering the Building.

The United Engineering and Contracting Company, which is boring the Pennsylvania tunnel under Thirty-second street, in reply to statements that the blasting has caused damage to the Knickerbocker Club at Thirty-sec ond street and Fifth avenue sai d last night that neither the club building nor any other one in the neighborhood would be damaged by the tunnel. Engineers for both the railroad and the construction company have been keeping close watch, it was said, and while they have found that the club steps have settled an inch or more there is no cause for alarm.
Supt. Church of the Knickerbocker Club
said that while the blasts had jarred the club more or less no one is worrying about it.



Done to a turn" has a new meaning now that electric roasting machines are used in so many kitchens, because it means a turn of the switch. Turn it on, roast the meat and turn it off. Accurate and exact - always the same amount and same kind of heat.

Install one in your kitchen and the Christmas roast will be "done to a turn."

The New York Edison Company

55 DUANE STREET Telephone 500 Franklia

The Hospital Saturday and Sunday Association of New York City. Hospital Saturday, Dec. 29. Hospital Sunday, Dec. 30.

RELIGIOUS.

The needs of the Hospitals are extraordinary as this time. Help should be prompt and liberal. Contributions are especially solicited on Hospital Saturday and Sunday for the GENERAL FUND, which will be divided among the Associated Rospitals on the basis of FREE care for the stek

pital of this city, and such gifts will be duly for-warded by the Treasurer of the Association to the hospital indicated by the donor.

To increase both the number of givers an the amounts of gifts, two public-spirited members of the Board of Trustees make the members of the Board of Trustees make the offer to duplicate for this Collection all gifts over \$100,000, to the extent of \$10.000; by which offer every gift beyond \$100.006 will be doubled until \$120,000 is reached. There is, therefore, special effort being made to bring the collection up to this amount, and all friends of the sick poor are asked to contribute according to their means. The Collection last year was \$95,806.33.

METHODS OF CONTRIBUTING. (i.) Through the Collections in the Churches on ospital Sunday, and in all the Synagogues on Hos pital Saturday.
(2.) Through Auxiliary Associations in Trades as follows: as follows:
Dry Goods Auxiliary—John C, Eames of the H.
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treet.
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Brothers, Crouch & Fitzgeraid, Charles J. Follmer, J. Schneer's Sons, and J. R. Palmenberg's Sons.

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China, Glass, House Furnishing, Brass and Lamp Trades—Lee Rohns, President; and Messrs, Henry Witte and Wm. S. Pitcaim.

Fur Trade — Samuel Ulimann, President, and Charles R. Porter.

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Lace, Embroidery, and Trimmings Trades—Emil Levi and Charles Wimphelmer.

Music Trade—Charles H. Steinway, President; and Rud, E. Schirmer, H. B. Tremaine, C. H. Ditson, and Hugo Sohmer.

Brewers—Rudolph J. Schaefer, President; and A. C. J. Hupfel and George Einet. Jr.

Confectionery Trade—Henry Heide and H. Maillard.

Architects—Wm. Rutherford Mead, President;

Confectionery Trade—Henry Heide and L. Maillard.
Architects—Wm. Rutherford Mead, President; and Robert W. Gibson and H. J. Hardenbergh.
Coffee Trade—Hermann Stelcken, James C. Russell, and Louis Seligsberg, Treasurer, 11 Broad-Russell, and Louis Seligsberg, Treasurer, 11 Broadway.
Wine and Liquor Trades—Edward R. Emerson.
Geo. A. Kessler, G. Speckel, Chas. Gundlach, E. E. Severns, Wm. C. Moore, G. S. Nichols, and Henry Batter.
Building Trades—Otto M. Eldlitz, President; and James R. Strong, Wm. H. McCord, Chas. T. Wills, Chas. N. Brizse, and John S. Beattle.
Boot and Shoe Trade—John H. Hanan, President; Chas. F. Neergaard, Daniel P. Morse, E. C. Thayer, F. H. Lockwood, and B. Jacobson.
Hardware Trade—Charles F. Wiebusch, J. Leonard Varick and Edward C. Van Glahn.
Printing Trade—W. C. Popper, Chairman; James T. Harper, B. W. Wilson, and W. G. Willman.
Tea Trade—George S. Clapp, A. P. Irwin and J. W. Buttfield.

WOMAN'S AUXILIARY. (8.) Through the Woman's Auxiliary, by send-g directly to Mrs. James Speyer, Treasurer, 257 OTHER METHODS.

(4.) Through auxiliaries or committees on all the Exchanges. (5.) Through gifts sent direct to Mr. CHARLES LANIER, General Treasurer, 59 Cedar St., to whom all money, however contributed, should be sent by check to his order (or endorsed to him), before Jan. 15, 1907. GEORGE MACCULLOCH MILLER, President,

AMUSEMENTS

EMPIRE THEA., B'way & 40th St. 2:10. Eys, 8:16. Mats. Wed. & Sat. 2:10. LAST 5 NIGHTS.

JOHN DREW HIS LOUSE IN ORDER. MAUDE ADAMS In J. M. Barrie's PETER PAN

GARRICK THEA... 35th St., nr. B'way. Eves., 8:20. Mat. Sat., 2:15. LAST 2 WEEKS. WM. GILLETTE in his Comedy XTRA MATINEE XMAS DAY.

HUDSON THEA., 44th St., east of B'way.
Evs. 8:15. Mats. Wed. & Sat. 2:15.

5TH GREATEST OF ALL
THE HYPOCRITES. XTRA MATS. XMAS & NEW YEAR'S DAY SAVOY THEA. 34th St. & Broadway.
EV. 8:15. Mat. Thurs. & Sal. 2:15.
ALL THE TOWN TALKING OF
THE MANTHE HOUR XTRA MATS. XMAS AND NEW YEAR'S

GRITERION THEA., Broadway & 44th St.

STH NEW YORK'S PET
MONTH MUSICAL TRIUMPH
HATTIE WILLIAMS LITTLE CHERUB
James Blakelay Tow XTRA MATS. XMAS & NEW YEAR'S DAY WALLACK'S B'way & 30th St. Evs. 8:15.

SAM BERNARD The Rich Mr.

XTRA MATS. XMAS & NEW YEAR'S DAY

KNICKERBOCKER. B'way & 88th St. Eves, 8:15. MATS. WED. & SAT... 2:15. MONTGOMERY & STONE in THE MILL XTRA MATS. XMAS AND NEW YEAR'S LYCEUM 45th St. & B'way. Evs. 8:15.

Mats. Xmas Anew Year's THE LION & THE MOUSE

MANHATTAN THEATRE, B'WAY & 834 St.
SEATS NOW ON SALE
NEXT THURSDAY NIGHT AT 8:15
WM. A. BRADY Announces

WILTON LACKAYE in his new pla ASTOR Theatre, Broadway, 45th St. Eves. 8:30. Mats Wed. & Sat., 2:30. THE DAUGHTERS OF MEN BY Chas. GARDEN Theatre, 27th St. & Madison Avenue
Mats. Wed. & Sat., 2:15. Evs. 8:20.
LAST 5 NIGHTS—LAST 2 MATINFES.
Professional Matinee To-morrow Aft. at 2:15
The genuine atmosphere of Japan."—Times. MADAM BUTTERFLY Eaglining THE Seats ne LMAS NIGHT STUDENT KING. Thurs. ACADEMY OF MUSIC.

-MATINEE CHRISTMAS-Wright Lorimer The Shepherd King.
Prices, 25c. to \$1. Mats. Wed. & Sat. 2. Eve. 8:15.

HACKETT THEATER, 42d St. Evc. 8:30, Mats. Thurs. Sat. & Xmes, 2:20, ROSE STAHL CHORUS LADY. EDEN WORLD IN WAX. Gypsy Music CINE MATOGRAPH. EveryHour MUSEE Victor Andre's London Co. Entertainers

ESTAR 15, 25, 35, MONTANA American 25, 50 WILLIS GRANGER A Marked Woman

ST. NICHOLAS RINK, 86TH ST. 6 COL. AVE. 3 Sessions Ex. Mondays GRAND HIS HONOR THE MAYOR

3RD AV., cor 31st St. MATTINEE THURS ON THE BRIDGE AT MIDNIGHT. Mat. To-mor., 25c. Evgs. 8. WIZARD OF OZ METROPOLIS.
Mat. To-mor., 15, 25c. The GIRL RAFFLES.

14th St. THEA. 45 6th Av. 250 Mat. Thurs

NEPTUNE'S DAUGHTER DISAPPEAR IN REAL WATER,
NEW CIRCUS PIONEER DAYS
ACTS AND PIONEER DAYS
NEXT AND LIBERATI POSTIONS HAND. LYRICEVES. 8:15. Mats. Sat, Xmas.N.Y'rs, 2:15. MRS. FISKE THE NEW IDEA. Princess, Tele. 2848 Mad. Evgs. 8-20. Mata. By & 20th Thurs., Sat., New Year's, 2:20. MARGARET THE GREAT HENRY ANGLIN

SPECIAL Teday, Wed. & Ft., 2:15. MATS. Alla Nazimova in Hedda Gabler. Majestio B'way a 50th St. Tel. 3800 Col.
LAST The Light Eternal Better than WEEK The Light Eternal "Ben Hur."
NEXT HENRY WOODRUFF Seats BROWN OF HARVARD. Thur.

Fields' Herald Sq. B'way & 35th. Tel. 2485-38 ABOUT Lew Fleids's THE GREAT TOWN. All Star Co. DECIDE. CASINO B'way & 56th, Tel. 1846 Bryant-Mats. Thurs. Sat. Xmas. N. Vrs-JAMES T. | La Petite Adelaide | THE BLUE POWERS | & The Pony Ballet. | MOON LINCOLN SQ. Mats. Wed. Henry DIXEY B'way, 66'St. Eve. 8.15. THE MAN ON THE BOX

NEW AMSTERDAM THEA, W. 42d st, Evs. 8:15 To morrow Mat. Best Seats \$1.50. Xira Mat. Xmas. RICHARD CARLE CHICKEN." BREWSTER'S MILLIONS. Seats on sale. BROADWAY THEATRE. B'way and 41st st.

RECORD BREAKING SENSATION. HELD THE PARISIAN MODEL

LIBERTY THEATRE. 42d st., near B'way.
Evgs. 8:15. Mat. Sat., 2:15.
ATH MONTH. Extra Mats. Xmass N. Years
ELEANOR "THE GIRL
WHO HAS
ROBSON EVERYTHING"
By Clyde Fitch.
All Season in Repertoire at This Theatre.

DALY'S THEATRE, B'way & 30th. Evs. 8:18. THE BELLE OF MAY FAIR New York THEA, B'way & 45th, Evs. 8:18, Mats. Wed, & Sat. Best Seats \$1.

Xtra Mats, Xmas & New Year's,

LEW DOCKSTADER
AND HIS GREAT MINSTRELS.

MANHATTAN OPERA HOUSE.
SEASON OF GRAND OPERA.
OSCAR HAMMERSTEIN. Director
WED., DEC. 18, at 5 - Verdit at IDA. Mmes.
Russ. De Cisacros: MM. Bassi. Aucona. All WED., DEC. 19, at 8—Verdi's AIDA. Mmes. Russ. De Cisaeros; MM. Bassi, Ancona, Artmondi, Mugnoz, Tecchi. Cond., Campanini, CRI., DEC. 21, at 8—Donlecti's LUCIA DI LAMMIGRIGOR. Mmes. Pinkert, Severina; MM. Bonet, Minolsi, Mugnoz, Venturini, Tecchi. Conductor, Campanari, SAT. MAT. DEC. 22, at 1:30—Bizet's CARMEN, Mmes. Bressler-Ganoli, Gilbert, Treatini, Giaconia; MM. Dalmores, Renaud, Gilbert, Treatini, Giaconia; MM. Dalmores, Renaud, Gilbert, Daddi Brag, Reschigilan, Cond., Campanini, Laddi Brag, Reschigilan, Campanini, Laddi Brag, Brag, Brag, Brag, Brag tini, Giaconia; MM. Daimores, Henaud, Gilbert, Daddi, Brag. Reschigitan. Cond., Campanini. SAT. EVE.. DEC. 22. at 8—Third of the series of popular Saturday Evening performances (75c. to \$3). Gounod's FAUST. Mmes. Donalda. Giaconia. Lefeune: MM. Altehevsky. Ancona, Arimondi, Fossetta. Cond., Campanini. SUN. EVE.. DEC. 23, at \$20—Third Grand Sunday Night CONCERT at Popular Prices. Conductor. Campanari. SEATS FOR ALL ABOVE NOW SELLING.

METROPOLITAN OPERA HOUSE. Wed, Evg., Dec. 19, at 8-LOHENGRIN-Fleischer-fel, Kirkby-Lunn; Burrian, Goritz, Blass, Muhl-Edei, Kirkby-Lunn; Burrian, Goritz, Blass, Muhlmann. Cenductor, Hertz.
Fri. Evg., Dec. 21, at 8-AIDA-Boninsegna
(debut), Kirkby-Lunn; Caruso, Stracclart, Plancon,
Muhlmann, Paroli. Conductor, Vigna.
Sat. Mat., Dec. 22, at 2-LA DAMNATION DE
PAUST—Farrar; Roussellere, Plancon, Chalmin,
Ballet Aerien. Conductor, Vigna.
Sat. Evg., Dec. 22, pop. prices, at 8-LUCIA
DI LAMMERMOOR—Sembrich, Simeoli (debut);
Dippel, Stracclari, Journet. Conductor, Vigna.
WEBER PLANO USED.

IRVING PLACE THEATRE. Every Evg. 8:20.
Willi Thaller in Stein's comedy
"Die von Hochsattel." Sat. Mat. "Schneewiichen"

CARNEGIE HALL. THE ORATORIO SOCIETY CHRISTMAS | The Children's Crusade SAT. APT., DEC. 22, AT 2:15

CHORUS OF 200 CHILDREN, Tickets at box office & Mus. Art Soc., 1 W. 34 st.

CARNEGIE HALL Thursday Evening. Concert | DEC. 20

BUSSIAN Symphony Altschuler. merican SCRIABINE

Box office open daily from 9 to 5. WANE, WOMAN, SONG CO.
Bonita. Alex Carr. Others. East 14th st. Ladies' Mat. To-day
Rohemian Burlesquers.
"A Day in Arizona." Vaudeville.

COLONIAL B'way Mr. Benjemin Chapin, Thos. O. Seabrooke, That T. Quart t. HAT T. Quart t.

A LHAMBRA Mat.
25c.
7th Ave, and 126th St.
7th Ave, and 126th St. BELASCO THEATRE, 42d st. Eve. 8:16.

David Beinseo THE ROSE OF RANCHO

Presents

ADISON SQ. Ev.S.15.Mal. Wed. & Sat. Carlotta Nilison In The 3 of Us

BIJOU SIST & BROADWAY. LAST Eve. 8:15, Mat. Sat. WEEK. MAY IRWIN in MRS. WILSON-HENRI de VRIES
in the Successful Play,
THE DOUBLE LIFE.

**MAS MATINEE,
SEATS NOW
SELLING. MENDELSSOHN HALL, To-day at 3 P.

N. Y. GERMAINE SCHNITZER PIANISTE—
Direction Loudon Chariton. Baldwin PlanoUsed Flekets 50c. to \$1.50. Box office & 10 E. 17th st

MEITH AND STH AV. All Star Vaude. 25-50 23D ST. All Star Vaude. ""
UNION SQ. Continuous. ""
SSTH ST. All Star Vaude. 16-25-50
HARLESI All Star Vaude. ""
1257H. "The Bullonaire"

AMMERSTEIN'S 42d St., B'way & 7th Av.

Baily
Mats,
Genaro & Balley, Frank Bush. 12
25c. 56c. Navajo Girls, 4 Nightons, others.

PASTOR'S 14th St., 3d Ave. CONTINUOUS, 20 & 30 CTS.
JACK MASON'S CHICLETS, HARRY PILCER, COLLINS & BROWN, TASCOTT & OTHERS. WEST END Maciyn Arbuckle Mat. To-

ADVERTISEMENTS AND SUB-SCRIPTIONS MAY BE LEPT AT THESE OFFICES, WHERE THE RATES ARE THE SAME AS THOSE CHARGED AT THE MAIN OFFICE.

- UNDAY

BRANCH OFFICES:

New York City, Wall Street Men may leave subscriptions and adver-tisements at the Wall Street office, 25 Broad Street, Telephone 22004 ohn. 1343 Broadway near 38th Street; 241 W. 125th Street. Broaklyn. 108 Livingston St. near Court St. Boston, Mass., Room 21, Globe Bidg., Washington Street, T. P. Harrison. Newark, N. J., 794 Broad St. F. N. Sommer. Chicago, Ill., 1008-1004 Trabe Building, Guy S. Osborn.

HER SUIT FOR \$95,000. It is the Balance Due on a Contract for \$100,000 for Legal Services Rendered by Her Husband-Bay Shore Terminal Railroad Case Finally Disposed of. WASHINGTON, Dec., 17,-Mrs. Eva A.

FATHER KILLED BY ACCIDENT.

Wondering what Santa Claus will

bring. That's what the little ones are do-

ing in 2,316 tenement homes to-day, where

we know there is suffering and misfortune.

WHY wear yourself out elbowing others

HELP SANTA CLAUS FILL

Other needs: Shoes for school children

warm underclothes for the delicate and

aged and sick, overcoats, artificial limbs,

rent to save eviction-just what will bring

most cheer and help. May we invest

\$100 for you and report just

how? Give us time by sending to-day sums large or small to R. S. MINTURN,

Treas., Room 211, 105 East 22d St., New

R. FULTON CUTTING, Pres.

Association for Improving the Condi-

tion of the Poor.

LEW DOCKSTADER RETURNS.

Brings His Minstrel Show to Broadway

for Three Weeks.

at the opening of a three weeks engage-

ment at the New York Theatre. There

were several new songs, some new jokes

and pretty scenery. Dockstader himself

For the first part the stage setting was a

blue combination of minarets, studded

with large green incandescent jewels.

The songs included "I'd Rather Be a Lamp-

Neil O'Brien received a welcome second

only to Dockstader's own and deserved it.

He sang a new song by himself, "Brotherly

Lew Dockstader put on two very good

parodies, "Order Around Again. Willie," and

Erie," in which the railroad got its. "Good

Morning, Ezra" and "Anybody but You'

were his regular offerings. A double sextet close harmonied "The Rosary" for the

A sketch named "The Hot Air Subway

"LENA RIVERS."

Beulah Poynter as a Star at the Fourteenth

Street Theatre.

"Lena Rivers" opened to a houseful of

tears at the Fourteenth Street Theatre

For those who have never read the book

from which the play was adapted it may be

said that the story is of a small New Eng-

land girl who went to live with her uncle

in Kentucky rather than starve at home. There is no regularly assigned villain in the plot, but all the actors turn against

little Lena, with the result that she wins the admiration of every one and the love of Durwart Belmont, in whose arms she falls

in a catch as catch can embrace as the final

curtain falls.

Miss Beulah Poynter, as Lena Rivers, was

Oscar Hammerstein announced last night

that he will give a special performance

of "Alda" at his Manhattan Opera House

on Christmas night. A special cast has

been selected to present the opera. Mr. Hammerstein also announced that he had received word from Mme. Melba that she

will sail from Liverpool on December 22, arriving here about January 1.

STRENUOUS BASKETBALL.

One Young Woman Player Breaks a Leg

and Another Sprains Ankle.

TRENTON, N. J., Dec. 17.-Basketball is

likely to be prohibited among the young

ladies of the State schools as the result of

two accidents which occurred in a contest

to-night between teams from the Trenton High School and the State Normal School.

In one of the scrimmages Miss Julia Gold-berg, centre of the Normal School team, sprained her ankle and was retired from the

Gen. Ketcham's Estate Appraised at

POUGHKEEPSIE, Dec. 17.-The gross v lue

of the estate of Gen. John H. Ketcham is

3513,228.81. From this amount Appraiser

\$513,000.

She was attended by Dr. Boice, the

Street wasn't on the level.

last night.

Love," describing a fraternity initiation.

"Shovelin' Coal" will be heard again.

was-well, Dockstader.

King.

curtain.

Lew Dockstader was greeted by a good

need them?

Ingersoll, widow of Col. Robert G. Ingersoll, to-day brought to the Supreme Court her suit for \$95,000, the balance due on a contract for \$100,000 for legal services rendered by her husband in breaking the will of the late Andrew Davis of Montana. Davis died in 1893 leaving the bulk of an estate worth \$6,000,000 to his brother. Ingersoll made an agreement with Henry A. Root of Boston, representing the conesting heirs at law, that he was to receive \$100,000 if he broke the will and he conducted a long and bitter fight in the Montana courts which resulted in a mistrial. A compromise was then reached under which the contestants received a larger share of the estate than if it had been distributed by law, but Mrs. Ingersoll, after her bushand's death, was unable to collect her claim under the contract. She brought suit first in the Montana courts, which dismissed it for lack of merit, and then she sued in Boston, attaching the securities belonging to the estate. The trial court ave judgment in her favor, but the Court of Appeals reversed that judgment on the ground that she was barred because of the otion of the Montana courts. To-day her counsel petitioned the Supreme Court to review the latter decision by writ of

IN THE U. S. SUPREME COURT.

COL. INGERSOLL'S WIDOW BRINGS

By denying Frank D. Zell of Philadelphia permission to file petitions for writs of pro-probabilition and mandamus directing the Federal Court in Virginia to reinstate his suit to prevent the confirmation of the sale of the Bay Shore Terminal Railroad the Supreme Court disposed of the litigation that has been going on for three years, and the extension of that road to the Jamestown exposition can now proceed. Zell endeavored as a stockholder to intervene in the proceedings under which the road was sold under forcelosure, and when the lower court denied that right he applied to the Supreme Court, which early in the fall approved that action. Later Zell started similar proceedings in Philadelphia, whereupon the Virginia court enjoined him from prosecuting it, under penalty of commitment for contempt. In the present case Zell attempted to have that order reversed, Supreme Court to-day declined

The attempt of the Department of Justice interfere to have the Supreme Court by writ of certiorari review the adverse action of the circuit courts of appeals in criminal cases failed to-day, when it denied such a writ in the case of James C. Morgan, whose conviction on a charge of illegally cutting timber on the public domain in Colorado was overturned by the Eighth Circuit Court of Appeals on the ground that the statute under which he was indicted had been repealed. A bill granting the Government the right of appeal on questions of law in criminal cases is now pending in the Senate, and the Morgan case was brought so as to test the right of review by means of certiorari and thereby show the necessity for the enactment of the law.

The Supreme Court to-day, for lack of

The Supreme Court to-day, for lack of jurisdiction, ordered dismissed one of the most extraordinary suits ever before it. It was brought under the civil rights law by Robert D. Kinney, formerly a boiler manufacturer of Philadelphia, against James T. Mitchell, presiding Judge of the Supreme Coart of Pennsylvania, for \$50,000 damages for wilfully and maliciously, under color of law. ges "for wilfully and maliciously color of law, in his official capacity and in confederation with others, sending to the Superior Court of that State Kinney's ouit for recovery under a contract for boilers, "he knowing that court had no urisdiction over controversies involving nore than \$1,500," thereby depriving Kinney of his day in court, injuring his credit and causing his failure in business. As the suit involved more than \$1,500 it fell between the two courts. Kinney brought the present action in the Federal court in Philadelphia, which declined to entertain it for lack of jurisdiction, and Kinney's appeal to the Supreme Court to-day, for the same reason and without

an opinion, met a similar action.

The Department of Justice to-day asked the Supreme Court to advance for early Goodwin, Gillen, Kenny and Myers, arrested at Los Angeles for complicity in the Oregon land frauds and ordered removed to Portland for trial. The appeals of three others— Stearns, Hedderly and Hynes, also arrested at the same time—will probably be heard with the five others. The appeals are based on the ground that the orders for their

Leonard in some dancing and a song, was played before the Belascoized back drops, golden sun and all. Neil O'Brien then took a fall out of the B. R. T. in "Rapid Transit Up to Date."

A final picture scene served as a back drop for a new "Moon Song." moval were irregular. Permission was grant removal were irregular.

Permission was granted the State of Missouri to file a bill of complaint against the State of Kansas for the purpose of determining the ownership of Goose Island, a bit of land in the Missouri River near Kansas City, which may belong to either State. The suit is a friendly one and grows out of the fact that, taking advantage of ambiguous language in the boundary agreement, a big gambling establishment

ont of the fact that, taking advantage of ambiguous language in the boundary agreement, a big gambling establishment has been set up on the Island in defiance of the authorities of both States.

Chief Justice Fuller announced that the holiday recess of the Court would begin next Monday, December 24, and would continue until Monday, January 7.

The Court advanced and assigned for hearing on April 8, seven appeals by the hearing on April 8, seven appeals by the city of Chicago from the orders of Judge

Groscoup restraining the collection of \$2,000,000 of alleged excessive taxes im-posed by the Illinois State Board of Equilization on the Chicago Traction, Gas, Tele-phone and Electric Light companies. SPRECKELS TELLS OF GRAFT. Boss Ruef Offered to Tie Up Car Lines to

manners.

Miss May Gerald was effective as the villeiness, Caroline Livingston, and Ted V. Armond pleased as Joel Slocum. In jure San Francisco's Credit. San Francisco, Dec. 17.—In proceedings by which Ruef and Schmitz seek to set saids indictments against them for ex-tortion Rudolph Spreakels was to-day called as witness for the defense, but the testimony he gave proved a great shock

and surprise to Boss Reuf.

Spreckels testified that at the time of the municipal bond issue Ruef called on him and asked him to form a syndicate to take all the bonds thus authorized. Spreckels "I asked him what guarantee there was that the syndicate thus formed would be

ble to purchase the bonds, as they must be sold at public auction and others might "'Oh,' said Ruef, 'I will have all the car lines of the city tied up by a general strike, and no Eastern or outside capital will bid for the bonds while San Frannisco is in that

Spreckles also testified that Ruef called on him and made a demand that he be retained as attorney for the San Francisco Gas and Electric Company. DATE FOR THAW TRIAL.

Maybe It Won't Be Put Off So Long, After John B. Gleason of counsel for Harry K. Thaw had a long conference with District Attorney Jerome yesterday afternoon. They both refused to say what it was about, but it was hinted that Mr. Gleason and Mr. Jerome had come to some sort of an agreement on a date for Thaw's

game. She was attended by Dr. Bolce, the physical director.

Miss Helen Lee, one of the spectators, offered to take Miss Goldberg's place and she had been in the game only a few minutes when a cry of pain was heard. It developed that during this scrimmage one of her legs was broken. there being a compound fracture between the knee and ankle. Miss Lee was almost unconscious when she was carried from the floor. which may be earlier than was ex-There was no agrument yesterday on the move made by Thaw's counsel to have the indictment dismissed unless there is a speedy trial. Assistant District Attorney burger fixed to-day for the argument.

JOTTINGS ABOUT TOWN.

Judge Otto A. Rosalsky, who has been elected to the Court of General Sessions, will be the guest of honor at a dinner to be given at the Broadway to the Lincoin sague, the Republican organization of the Eighth assembly district, of which he was at one time.

MISS M'DANIEL ACCUSED OF FALSE OATH AS TO HEIRS.

Swore That Her Mother and an Aunt Were the Only Heirs to Mrs. Pierce's Estate -Third Heir, an Aunt, Was in Poorhouse and, It is Alleged, Hid the Fact.

Mary J. McDaniel, who was arraigned

ported Mrs. Perry, he declares, out of his

"Two years ago Mrs. Perry of Roxbury, Mass., came to my office, saying she was dissatisfied with the management of Mrs. Pierce's estate, of which, as a sister, she was entitled to her interest.

"I found that Miss McDaniel and Mrs. Perry were the only heira of the estate named in the probate papers, sworn to in Massachusetts and filed here. I found that Miss McDaniel claimed to be the sole owner of the Ninety-eighth street property and was preparing to sell it to sized and friendly audience last night

post in New York Town," sung by John Dove, and "Shovelin' Coal," sung by John

A sketch named "The Hot Air Subway" was the first stunt in the olio. Then Dockstader made everybody laugh with a monologue, "The Editor," in which most of his time was spent getting news by telephone and reading "advice column" letters. One of his reporters was in Nipissing.

"Come home," he phoned the reporter.
"I wouldn't let my watch stop at the best hotel in that town."

He asked Mayor McClellan about the

price of gas, commented on the subway to August Belmont. and said, on receipt of the report of the recent slump in Wall Street pavement, "I always knew Wall "Another car on the Twenty-eighth street crosstown line?" he repeated to the phone. "That's the third since last Auphone. "That's the third since leading gust."
"Dixie Land," which featured Eddie and a song, was

street, said that she had told min that she did not know her aunt Sarah Davis was alive. He added:

"I am sure that if she had known it Mrs Davis would have been provided for."

BAD SMASHUP ON THE CENTRAL. Three Engines Wrecked-Four Coaches, Express Car and 8 Freight Cars Burned. ROCHESTER, Dec. 17 .- One of the most complete wrecks the New York Central has had in years occurred one mile west of East Palmyra at 2 o'clock this afternoon. Two freight trains and a passenger train were mixed up, with the net result that three engines, four passenger coaches, an express car and eight freight cars were scattered over the four tracks and the cars burned The loss to the company is esti-

mated at about \$200,000. All traffic, freight and passenger, was blocked until midnight. Many of the passengers received slight injuries, but the only serious injury was to John K. Harris, engineer on the passenger train, whose chest was smashed and who is not expected to live. not expected to live. A freight standing on track 3 was taking water when another freight on the same track dashed into it at full speed. The engine of the second freight struck the caboose and one freight car filled with coal caboose and one freight car filled with coal and sent them both spinning over to track 2 just as the Buffalo special, westbound, came along. The special was pulled by two engines, and Engineer Harris, who was in the front engine, had just time to apply the emergency brake as his engine dashed into the coal car and caboose that at the same instant came tumbling over in front

same instant came tumbling over in front The stove in the freight caboose caught freend the fire spread rapidly to the other cars. The rear Pullman on the passenger train was uncoupled and pushed away from the other cars, but the four vestibule from the other cars, but the four vestibule coaches and the baggage car were burned. Fight of the freight cars were also destroyed. Four of the cars were leaded with coal and this made a fierce fire, burning for many hours after the frame work of the passenger coaches had disappeared. The Lyons fire department brought down an engine and hose cart at about 6 colors, but it was several hours before o'clock, but it was several hours before the ruins were cooled sufficiently so the the ruins were cooled sufficiently so the wrecking gang could begin work to clear the tracks. Most of the passengers on the Buffalo special were taken back to Lyons and transferred to the Empire State Express, westbound, that was switched over to the West Shore tracks at that point. Other passengers were taken to Rochester later in a special train made up in this city

brought to Rochester this evening. METZ OBJECTS TO PHONE BILLS Won't Pay Private House Expenses of

City Officials.

tax. With the exception of \$2,000 in personal property, which is given to Mrs. Ketcham, widow of Gen. Ketcham, the whole estate passes in equal shares to Henry B. Ketcham, that scores of officials had their houses equipped with telephones at the city's the testator's ohildren, each taking \$137,-1081.26. The tax on the estate is \$4,132.45.

have hired 124 firemen on the Hudson division since August 1. "Lack of coal was one of the worst hindrances," said Mr. Smith. "You cannot buy, beg or steal the amount of coal that we ought to have. We generally put 300,000 tons in stock, but we could not get it this summer, because the miners were not working. We have to have quick steaming coal for the engines on trains that make frequent stops."
Friday, December 14, which Mr. Smith took as a typical traffic day, showed, he said, a total on the Harlem division of 176 trains. Of these 119 were on time; 57 were late, on the average 9 minutes. More than half of the delay was in the tunnel, he specified, where caution was paramount. The Harlem River draw was another cause

stated that the draw was often open from fifteen to twenty-five minutes, and it was opened many times during the According to Mr. Smith, it was optional with passengers to get off at High Bridge and try the elevated but those who tried getting off above for a while almost all returned to the old way.

Commissioner Dunn then asked: "You

have seen your worst period as far as operation is concerned?"

"I hope so," answered Mr. Smith, "but I won't promise; I am not a good promiser." Nothing could be guaranteed, he explained, while the third rail as he explained, while the third rail as an adjunct to steam operation remained untried. Within ten days, he believed, multiple unit cars would be running to Wakefield, and they would be started to White Plains as soon as cars contracted for arrived. The last steam trains, barring the unforeseen, would, the railroad hoped, be taken off in April or May, provided the New Haven road did its part.

WOMAN MURDERED AND BURNED. Husband, Who Was Jealous of Her, Held

Mrs. Martha has been missing for some rel to be burned.

While the body is almost unrecognizable.

and sent to the scene of the accident. All of the baggage and express matter, the latter containing packages valued at many thousand dollars, were rescued from the burning baggage car and were

Comptroller Metz served notice yesterday on the heads of departments that he would refuse to pass any bills for telephones in their private residences or residences of subordinate officials, except where it could Esselstyn has reducted \$99,985 for debts an absolute necessity and that the conand expenses, leaving \$413.243.81 subject to

parte's office. for the Ensuing Year.

Bronx Botanical Garden, president; Dr. E. O. Hovey, curator of the American Museum of Natural History, secretary; Emerson McMillin, treasurer, and Prof. E. L. Poor of Columbia University, editor.

Dr. Britton delivered the address of the evening on "Considerations and Illustrations of Color in Plants." It was illustrated by a number of lanters slides.